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**FACSIMILE TRANSMISSION****DATE:** November 23, 2004**MATTER NUMBER:**10026982 /  
DEKA:281US

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Dianne E. Maggard, Paralegal Specialist Board of Patent Appeals and Interferences	(571) 272-4634	

**FROM:** Robert E. Hanson **USER ID:** RH10056 **FLOOR:** 20**PHONE:** (512) 536-3085 **FAX:** (512) 536-4598**RE:** Appeal No. 2004-2317 - Application Serial No. 09/771,938**NUMBER OF PAGES WITH COVER PAGE:** 2 **Originals Will Not Follow****Message:**

Notice of Hearing Confirmation is attached for filing.

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5292

Robert E. Hanson  
Fulbright & Jaworski, LLP  
600 Congress Avenue  
Suite 2400  
Austin, TX 78701

Appeal No:  
Appellant:  
Application No:  
Hearing Room:  
Hearing Docket:  
Hearing Date:  
Hearing Time:  
Location:

2004-2317
Thomas B. Carlson
09/771,938
B
A
Thursday, February 10, 2005
1:00 PM
BOARD OF PATENT APPEALS AND INTERFERENCES 600 LONGFELLOW STREET, SUITE 100 ALEXANDRIA, VIRGINIA 22313-1450

**NOTICE OF HEARING**  
**CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS**

Your attention is directed to 37 CFR § 41.47.

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

**CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.**

This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

**BPAI HEARINGS FAX No:**

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In all communications relating to this appeal, please identify the appeal by its number.

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CHECK ONE:

HEARING ATTENDANCE CONFIRMED  
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Signature of Attorney/Agent/Appellant

Nov. 23, 2004

Date

42,628

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Names of other visitors expected to accompany  
counsel:

Timothy R. Kain

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus see  
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